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Attorneys for Plaintiff and Counterdefendant
7 RIVERPORT INSURANCE COMPANY

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10

11 RIVERPORT INSURANCE COMPANY,

12 Plaintiff,

13 v.

14 OAKLAND COMMUNITY HOUSING,
INC., et al.,

15 Defendants.
16

17 AND RELATED COUNTERCLAIM.
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19
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CASE NO. CV08-3883 VRW

**STIPULATION AND ~~PROPOSED~~
ORDER RE: WITHDRAWAL OF
MOTIONS SET FOR HEARING ON
OCTOBER 22, 2009 (L.R. 7-7)**

JUDGE: Hon. Vaughn R. Walker
DEPT: Courtroom 6, 17th Floor

21 Pursuant to Northern District Local Rule 7-7, plaintiff and counterdefendant Riverport
22 Insurance Company ("Riverport") and all the intervening defendants (collectively "Intervenors"),
23 by and through their respective counsel of record, HEREBY STIPULATE that the Intervenors'
24 motions set for hearing on October 22, 2009 (per Document No. 146) are hereby WITHDRAWN
25 by Intervenors. This includes the following motions:

- 26 • Motion to Dismiss (Document No. 117);
- 27 • Motion to Quash (Document No. 121); and
- 28 • Motion to Set Aside Default (Document No. 122).

1 Riverport and Intervenor respectfully request that the court vacate the October 22, 2009
2 hearing date. Defendants and counterclaimants The John Stewart Company and Loren Sanborn
3 are not affected by these motions or the withdrawal of these motions, and therefore are not
4 included in this stipulation.

5 IT IS SO STIPULATED.

6
7 DATED: September 29, 2009 SEDGWICK, DETERT, MORAN & ARNOLD LLP

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9
10 By: 

Bruce D. Celebrezze
Jamison R. Narbaitz
Attorneys for Plaintiff and Counterdefendant
RIVERPORT INSURANCE COMPANY

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14 DATED: September __, 2009 LAW OFFICES OF STEPHAN J. PERELSON

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17 By: _____

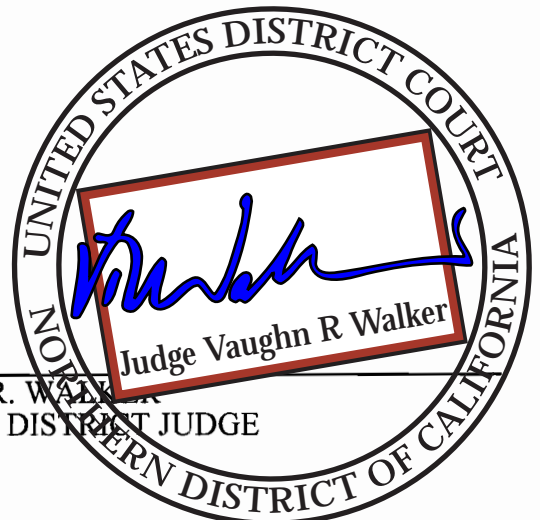
Stephan J. Perelson, Esq.
On Behalf of John Murcko, Esq.
Attorneys for Intervenor
LEROY SCROGGINS, *et al.*

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21 **ORDER**

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 DATED: 09/30, 2009

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26 HON. VAUGHN R. WALKER
UNITED STATES DISTRICT JUDGE



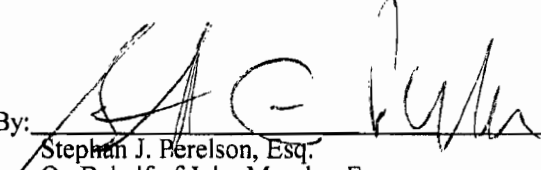
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3 are not affected by these motions or the withdrawal of these motions, and therefore are not
4 included in this stipulation.

5 IT IS SO STIPULATED.

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7 DATED: September __, 2009 SEDGWICK, DETERT, MORAN & ARNOLD LLP

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9
10 By: _____
11 Bruce D. Celebrezze
12 Jamison R. Narbaitz
13 Attorneys for Plaintiff and Counterdefendant
14 RIVERPORT INSURANCE COMPANY

15
16 DATED: September 29, 2009 LAW OFFICES OF STEPHAN J. PERELSON

17 By:  _____
18 Stephan J. Perelson, Esq.
19 On Behalf of John Murcko, Esq.
20 Attorneys for Intervenor
21 LEROY SCROGGINS, et al.

22 **ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 DATED: _____, 2009

25
26 _____
27 HON. VAUGHN R. WALKER
28 UNITED STATES DISTRICT JUDGE

SEDGWICK
DETERT, MORAN & ARNOLD, LLP